CODE ENFORCEMENT
SPECIAL MAGISTRATE HEARING
HELD IN THE COUNCIL CHAMBERS
260 ORANGE TREE DRIVE
ATLANTIS, FL 33462
June 21, 2016
9:30 am
MINUTES

Special Magistrate B. Douglas MacGibbon presided over the hearing, which commenced at 9:32 a.m. In attendance were: City Attorney Jack Rice, and City Clerk Kristen Puhalainen.

All parties were sworn in by Special Magistrate MacGibbon.

Case No. 16-25   Brian Konkal   252 N. Country Club Dr.

FINE ASSESSMENT HEARING

Sections 4-61(a)(1)(2)(3)(6)(b); 8.5-6(4)(c) of the Code of Ordinances of the City of Atlantis: Lawn needs sod; Roof is dirty; House, garage door and soffit need to be painted; Driveway is in disrepair and has grass growing in cracks; Pool is green, infested with tadpoles; Pool deck is dirty and in disrepair; Backyard fence is in disrepair; Garage door framework is rotting.

Mr. Rice read the case number and violations. Sgt. Craig Brown testified to the facts of the case. Mr. Konkal testified. Special Magistrate redacted Photo 'A' from evidence, with Photos 'B' through 'T' remaining. The Special Magistrate ordered that respondent attend a Fine Assessment/Status Hearing on July 26, 2016 at 9:30 a.m. He ordered the Respondent to continue to comply with section 4-61(a)(1) of the Code of Ordinances. He ordered the Respondet to comply with section 4-61, subsections (a)(2)-(3) and (a)(6)(b); and section 8.5-(6)(4)(c) by sodding his lawn, repairing his driveway and garage door and painting the garage door. Administrative costs were assessed for $96.29.

Case No. 16-24   Frank Grittani / Mary Grittani   100 N. Country Club Blvd

FINE ASSESSMENT HEARING

Sections 4-61(a)(3) 4-61(6)(b)(d)(e); 8.5-6(4)(c) of the Code of Ordinances of the City of Atlantis: Lawn needs sod; Driveway and walkway are dirty; Dead vegetation in front needs to be removed; Weeds in driveway and walkway need to be removed.

Special Magistrate MacGibbon swore in Mr. Grittani. Mr. Rice read the case number and violations. Sgt. Craig Brown testified to the facts of the case. Mr. Grittani testified. The Special Magistrate ordered that a fine of $1,600.00 is assessed at $100 per day from June 6, 2016 until June 21, 2016, and shall continue to accrue at $100 per day until compliance is achieved. He ordered the Respondent to continue to comply with 4-61(a)(6)(e). Administrative costs were assessed for $96.99.

Case No. 16-26   Carlos Barrios   217 Turnberry Court N.

FINE ASSESSMENT HEARING

Sections 4-61(a)(1)(2)(3)(6)(b)(d)(8); 8.5-6(4)(c) of the Code of Ordinances of the City of Atlantis: Lawn needs sod; Roof is dirty, collapsing in areas; Driveway is dirty; Concrete fencing in front yard is dirty; Paint is chipping; Mailbox needs paint; Pool is green; Pool deck is dirty, has weeds; Dead landscaping; Broken exterior lights; Front door is rotting; Rotting wood in several places on exterior; Open electrical wires in yard; Metal tracks for garage door hurricane shutters attached to house above garage doors; Black mold throughout interior.

Mr. Rice read the case number and violations. Sgt. Craig Brown testified to the facts of the case. The respondent was not present; the work he submitted was admitted into evidence. The Special Magistrate ordered that a fine of $1,900.00 is assessed at $100.00 per day from June 3, 2016 to June 21, 2016 to continue at $100.00 per day until compliance is achieved. Administrative costs were assessed for $101.79.

Case No. 16-29   US Bank Trust NA   447 Pine Tree Court

FINE ASSESSMENT HEARING

Sections 4-61(6) of the Code of Ordinances of the City of Atlantis: Lawn is overgrown; grass is dying.

Mr. Rice read the case number and violations. Sgt. Craig Brown testified to the facts of the case. George K. Cravens, Broker, testified on behalf of the respondent. The Special Magistrate ordered that a fine of $1,200.00 is assessed at $100.00 per day from June 3, 2016 to June 15, 2016, when compliance was achieved. Administrative costs were assessed for $95.29.

Case No. 16-52   US Bank Trust NA   447 Pine Tree Court

VIOLATION HEARING

Section 4-61(a) of the Code of Ordinances of the City of Atlantis: Pool is green.

Mr. Rice read the case number and violation. Sgt. Craig Brown testified to the facts of the case. George K. Cravens, Broker, testified on behalf of the respondent. The Special Magistrate ordered that the property be brought into compliance by June 28, 2016 or a fine of $100.00 per day will be assessed until compliance is met. Administrative costs were assessed at $103.32. If compliance is not achieved, the Respondent must appear at a Fine Assessment Hearing on July 26, 2016.

Case No. 16-37   Bank of America   261 Gleneagles Drive

VIOLATION HEARING

Sections 4-61(a)(1)-(2) and (6)(a)-(e); and 8.5-6(4)(c) of the Code of Ordinances of the City of Atlantis: Roof is dirty; Pool is green; Mildew on patio; Screened patio in disrepair; Rust stains on walls; Lawn needs sod; Weeds in the planted area; Dead vegetation; Hedge in rear overgrown.

Mr. Rice read the case number and violations. Sgt. Craig Brown testified to the facts of the case. The respondent was not present. The Special Magistrate ordered the property be brought into compliance by July 1st or a fine of $250 per day. Administrative costs were assessed in the amount of $130.96. If compliance is not achieved, Respondent must appear at the Fine Assessment Hearing on July 26, 2016, 9:30 a.m.

Case No. 16-50   Fairwood Attwood Properties LLC   479 Pine Tree Court

VIOLATION HEARING

Section 4-61(a)(6) of the Code of Ordinances of the City of Atlantis: Lawn is dead/dying.

Mr. Rice read the case number and violation. Sgt. Craig Brown testified to the facts of the case. The respondent was not present. The Special Magistrate ordered that the property be brought into compliance by July 1st or a fine of $100 per day will be assessed until compliance is achieved. Administrative costs were assessed at $105.88. If compliance is not achieved, Respondent must appear at the Fine Assessment Hearing on July 26, 2016, 9:30 a.m.

The hearing adjourned at 10:32 a.m.

Kristen Puhalainen
City Clerk

NOTE: A mechanical recording has been made of the foregoing procedures of which these minutes are a part, and is on file in the office of the City Clerk.